



ఆంధ్రప్రదేశ్ రాజ పత్రము
THE ANDHRA PRADESH GAZETTE
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AMARAVATI, TUESDAY, NOVEMBER 1, 2022

G.1056

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD,
4th FLOOR, IMDADAGHAR, Opp: KALESWARAO MARKET, VIJAYAWADA.

F.No.30 / M / KNL / 2012 / Z-IV.

Date: 28-09-2022.

KURNOOL DISTRICT - C.BELAGAL MANDAL - ASHURKHANA SUNNI ALONG WITH ITS ATTACHED PROPERTIES SITUATED AT BRAHMANADODDI VILLAGE - Sri SYED SUBHAN, S/o S. MAHABOOB ALI APPOINTED AS MUTAWALLI U/Sec.63 OF THE WAQF ACT, 1995 FOR A PERIOD OF TWO (2) YEARS.

Read : 1) Boards Proceeding No.B3/16/KNL/95, dated: 07-05-1999.

2) Representation dated: 23-01-2014 of Sri Syed Subhan, S/o S Mahaboob Ali Late, R/o Brahmanadoddi Village, C.Belgal Mandal, Kurnool District.

3) This Office Memo, of dated: 11-02-2014.

4) Report No.130/KNL/2013, dated: 20-03-2014 of the I.A. Waqfs, Kurnool District.

5) This Office Notification of dated: 18-07-2014.

6) Report No.130/KNL/2013, dated: 12-08-2014 of the I.A. Waqfs, Kurnool District along with Published Notification of Eenadu Telugu Daily News Paper, dated: 25-07-2014.

7) Representation dated: 23-01-2014 of Sri Syed Subhan, S/o S. Mahaboob Ali Late, R/o Brahmanadoddi (V), Kurnool District.

8) Report No.130/KNL/2013, dated: 19-03-2019 of the I.A. Waqfs, Kurnool District.

9) Board's Resolution No.382 of 2022, dated:25-08-2022.

10) Orders of the Hon'ble Chairperson, APSWB, dated.19-09-2022.

ORDER:

The Waqf institution namely Ashurkhana Sunni along with its attached properties situated in Brahmanadoddi Village, C.Belgal Mandal of Kurnool District is notified Waqf and got published in the A.P. Gazette No.43-A, Part-II, dated: 24-10-1963 at Serial No.3027 under the Towliath of Kattubadi Gokar Saheb who was died long back. The said institution is having attached Waqf land in Sy. No.83 an extent of Ac.16.20 cts & Sy No.129 an extent of Ac.2.40 cts of Brahmanadoddi Village. The object of Waqf is celebration of Muharram and the Rule of succession to the Office of the Mutawalli is specified as "nominated by the public".

In the reference 1st read above the Board has appointed Sri. S. Mahaboob Ali as Mutawalli to the subject Waqf institution and its attached properties without specified any period & Section and the said Mutawalli was died on 10-08-2007. After death of Mutawalli his son namely Sri Syed Subhan has submitted a representation vide reference 2nd read above, with a request to consider his request and appoint him as Mutawalli to the subject Waqf institution and its attached properties

The Board has issued a Memo to Inspector Auditor Waqfs, Kurnool District vide reference 3rd read above and directed to enquire the matter and to submit detailed report along with its relevant documents as per procedure.

Accordingly, the Inspector Auditors Waqfs, Kurnool District has submitted report vide reference 4th read above that, Sri Syed Subhan, S/o late S. Mahaboob Ali, R/o. Brahmanadoddi Village, C.Belgal Mandal is elder son of Mutawalli and he is managing the day to day affairs of subject Waqf and also paid Waqf fund without any dues after death of his father.

Further, the I.A Waqfs, Kurnool District has reported that, the entire lands an extent of Ac.16.20 cents covered in Sy.No.83 and an extent of Ac.2.40 Cents covered in Sy.No.129 of Brahmanadoddi Village, C.Belgal Mandal, Kurnool District are intact, there are no court cases pending and the I.A.Waqfs Kurnool District has submitted death certificate of late Mahaboob Ali, Family member Certificate and NOC and requested to take necessary action in the subject matter.

In the ref.5th read above, a Notification dated:18-07-2014 was issued for calling claims and objections if any, for appointment of Syed Subhan, S/o late S. Mahaboob Ali as Mutawalli to the subject Waqf institution along with its attached properties. In compliance to the above Notification, the I.A. Waqfs, Kurnool District has informed that

the afore said notification was published in Eenadu Telugu Daily District Edition of Kurnool on 25-07-2014 and there were no claims and objections received against the said notification vide ref.6th read above..

The subject matter was placed before the Board and the Board has passed resolution No.382 of 2022, dated.25-08-2022 vide ref.9th read above to appoint Sri Syed Subhan, S/o late S. Mahaboob Ali as Mutawalli U/sec.63 of Waqf Act, 1995 for a period of two (2) years to Ashurkhana Sunni along with its attached properties situated at Brahmanadoddi Village, C.Belgal Mandal, Kurnool District.

Accordingly, Sri Syed Subhan, S/o late S. Mahaboob Ali is hereby appointed as Mutawalli to Ashurkhan Sunni along with its attached properties situated at Brahmanadoddi Village, C.Belgal Mandal, Kurnool District U/sec.63 of Waqf Act,1995 for a period of two (2) years for managing the affairs of the subject Waqf Institution by following Waqf Act,1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec. 61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3(ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,
Chief Executive Officer,
A.P. State Waqf Board, Vijayawada.

To

Sri Syed Subhan, S/o late S. Mahaboob Ali,
Mutawalli of Ashurkhana Sunni,
Brahmanadoddi Village, C.Belgal Mandal, Kurnool District.

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